

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *[Signature]* D.C.  
05 DEC 27 PM 4:38

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TENN. MEMPHIS

SEAN ANTHONY NEWBERG,

Plaintiff,

vs.

SHERIFF MARK LUTTRELL, et al.,

Defendants.

X  
X  
X  
X  
X  
X  
X  
X  
X  
X  
X

No. 05-2054-M1/P

SECOND ORDER CORRECTING THE DOCKET  
AND  
ORDER DIRECTING CLERK TO MAIL DISMISSAL ORDER AND JUDGMENT  
TO PLAINTIFF AT HIS CORRECT ADDRESS

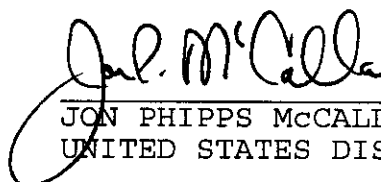
Plaintiff Sean Anthony Newberg, RNI number 150171, who is currently an inmate at the Shelby County Detention Center ("SCDC") in Memphis, filed a pro se complaint pursuant to 42 U.S.C. § 1983 on January 12, 2005 in connection with his previous confinement at the Shelby County Criminal Justice Complex ("Jail"), where his booking number was 04118656.<sup>1</sup> The Court issued an order on August 29, 2005 dismissing the action and certifying that an appeal would not be taken in good faith. Judgment was entered on August 30, 2005. Although the Clerk was instructed, in the August, 20, 2005 order, to correct the docket to reflect the plaintiff's current address at the SCDC, that instruction was not followed and, on September 7, 2005,

<sup>1</sup> This address was obtained from this plaintiff's most recent lawsuits, which were filed on June 20, 2005. In order to facilitate the delivery of the plaintiff's mail, the Clerk is ORDERED to correct the docket to reflect the plaintiff's current booking number.

the plaintiff's copies of the dismissal order and judgment were returned by the post office.

The Clerk is ORDERED, for the second time, to correct the docket to reflect the plaintiff's current address and RNI number, which is to be found in case no. 05-2054-M1/P (W.D. Tenn.). The Clerk is further ORDERED to mail copies of the August 29, 2005 order and judgment, forthwith, to the plaintiff at his correct address.

IT IS SO ORDERED this 27 day of December, 2005.

  
\_\_\_\_\_  
JON PHIPPS MCCALLA  
UNITED STATES DISTRICT JUDGE



## Notice of Distribution

This notice confirms a copy of the document docketed as number 13 in case 2:05-CV-02054 was distributed by fax, mail, or direct printing on December 28, 2005 to the parties listed.

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Sean Newberg  
SCDC  
04118656  
1045 Mullins Station Road  
Memphis, TN 38134

Honorable Jon McCalla  
US DISTRICT COURT